THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.28158 of 2006

Date: 02.01.2006

Between:

S.Sandhya Rani.

.. PETITIONER

AND

N.T.R.University and another. **.. RESPONDENTS**

ORDER:

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The petitioner challenges the proceedings, dated 27.01.2005, issued by the 1st respondent. She appeared in the final year examination of M.B.B.S. in October 2004. On the ground that the Flying Squad of the University collected some objectionable material from the petitioner, her results were withheld and proceedings were initiated. Through the impugned proceedings, the first respondent debarred the petitioner from appearing in the examination for a period of one year.

Heard the learned counsel for the petitioner and the learned counsel for the respondents.

Identical orders passed against the students, similarly situated as the petitioner, were the subject matter of Writ Appeal Nos.643 and 651 of 2005. Through its order, dated 25.03.2005, a Division Bench of this Court took the view that once the Disciplinary Committee had recorded findings to the effect that the appellants therein did not resort to any acts of copying, there was no

justification for imposing the penalty. The order of the Division Bench is said to have been upheld by the Supreme Court.

The minutes of the Disciplinary Committee, dated 17.01.2005, which dealt with the cases of as many as 24 students, including the petitioner and the appellants in W.A.Nos.643 and 651 of 2005, discloses that they were found not guilty of resorting to any malpractices. Therefore, the petitioner stands on the same footing as to the appellants in the Writ Appeals.

Following the same, the Writ Petition is allowed and the order, dated 27.01.2005, passed against the petitioner is set aside. The respondents are directed to declare the results of the petitioner forthwith and permit her to pursue remaining part of the course. There shall be no order as to costs.

02.01.2006

Jsu